

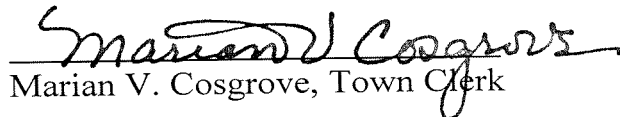


*Steve Glickman, Mayor*  
*Mike Wasserman, Vice Mayor*  
*Sandy Decker, Council Member*  
*Diane McNutt, Council Member*  
*Joe Pirzynski, Council Member*

**NOTICE OF SPECIAL MEETING**

**TOWN OF LOS GATOS**  
**TOWN COUNCIL/PARKING AUTHORITY/**  
**REDEVELOPMENT AGENCY**

**NOTICE IS HEREBY GIVEN** that Steve Glickman, Mayor of the Town Council of the Town of Los Gatos called a Special Meeting for August 16, 2004 at 6:00 p.m. to facilitate a Closed Session (in Town Manager's Office).

  
Marian V. Cosgrove, Town Clerk

Dated: August 13, 2004

cc: San Jose Mercury News  
Los Gatos Weekly Times  
Los Gatos Daily News  
Council Members  
Posted



**TOWN OF LOS GATOS  
TOWN COUNCIL  
CLOSED SESSION AGENDA  
110 EAST MAIN STREET - TOWN MANAGER'S OFFICE  
AUGUST 16, 2004 -- 6:00 PM**

*Steve Glickman, Mayor  
Mike Wasserman, Vice Mayor  
Sandy Decker, Council Member  
Diane McNutt, Council Member  
Joe Pirzynski, Council Member*

**CONFERENCE WITH LABOR NEGOTIATOR  
(Government Code Section 54957.6)**

Town Negotiator: Gary Rogers, Human Resources Director  
Title: Confidential Employees

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
(Government Code Section 54957)**

Title: Town Attorney

**ADJOURNMENT**

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*Steve Glickman, Mayor*  
*Mike Wasserman, Vice Mayor*  
*Sandy Decker, Council Member*  
*Diane McNutt, Council Member*  
*Joe Pirzynski, Council Member*

**TOWN OF LOS GATOS  
JOINT TOWN COUNCIL/PARKING AUTHORITY/  
REDEVELOPMENT AGENCY  
AUGUST 16, 2004  
7:00 P.M.  
110 East Main Street  
Council Chambers (Downstairs)  
Los Gatos, California**

**PARTICIPATION IN THE PUBLIC PROCESS**

The Town of Los Gatos strongly encourages your active participation in the public process, which is the cornerstone of democracy. If you wish to speak to an item on the agenda, please complete a "speaker's card" located on the back of the chamber benches and return it to the Town Clerk. If you wish to speak to an item NOT on the agenda, you may do so during the "verbal communications" period. The time allocated to speakers may change to better facilitate the Town Council meeting.

The purpose of the Town Council meeting is to conduct the business of the community in an effective and efficient manner. This is done by following meeting guidelines set forth in State law and in the Town Code. Conduct which is considered disruptive during Town Council meetings include, but is not limited to:

- Addressing the Town Council without first being recognized;
- Interrupting speakers, Town Council, and Town staff;
- Continuing to speak after the allotted time has expired;
- Failing to relinquish the podium when directed to do so; and
- Repetitiously addressing the same subject.

For the benefit of the community, the Town of Los Gatos asks that you follow the Town's meeting guidelines while attending Town Council meetings and treat everyone with respect and dignity.

**Town Council Meetings Broadcast Live on KCAT, Channel 15  
1<sup>st</sup> and 3<sup>rd</sup> Mondays at 7:00 p.m.**

**Rebroadcast of Town Council Meetings  
Following Saturday at 12:00 Noon**

**TOWN OF LOS GATOS  
JOINT TOWN COUNCIL/PARKING AUTHORITY/  
REDEVELOPMENT AGENCY**

**AUGUST 16, 2004  
7:00 P.M.**

**MEETING CALLED TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**CLOSED SESSION REPORT**

**PRESENTATION**

Commendation

Festival Theatre Ensemble (Los Gatos Shakespeare Festival) - Presentation to Mark Pickens

**TOWN COUNCIL**

**CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION)** *(Before the Town Council/Redevelopment Agency acts on the consent agenda, any member of the public or Town Council/Agency may request that any item be removed from the consent agenda. Consent items pulled at the request of the public will be considered after Public Hearings)*

1. Ratify payroll for the period of July 18 - July 31, 2004 paid on August 6, 2004
2. Ratify accounts payable for July and August 2004

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*Note: The Town of Los Gatos has adopted the provisions of Code of Civil Procedure §1094.6; litigation challenging a decision of the Town Council/Redevelopment Agency must be brought within 90 days after the decision is announced unless a shorter time is required by State or Federal law*

**IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT PATSY GARCIA AT (408) 354-6832. NOTIFICATION 48 HOURS BEFORE THE MEETING WILL ENABLE THE TOWN TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING  
[28 CFR §35.102-35.104]**

## CONSENT ITEMS (continued)

3. Amicus Participation
  - a. Authorize request for amicus participation in City of Santa Monica petition before the State Board of Equalization, Case No. 255567, at no cost to the Town
  - b. Authorize request for amicus participation in support of petition for review in Zack, et al. v. Marin Emergency Radio Authority, Case No. S125094, at no cost to the Town
4. Responses to Santa Clara County Civil Grand Jury Final Reports
  - a. Approve response to Santa Clara County Civil Grand Jury report - inquiry into Police evidence rooms in Santa Clara County
  - b. Approve response to Santa Clara County Civil Grand Jury report - inquiry into Financial and Performance Audits for the County and Cities in the County
5. Adopt resolution to adopt Below Market Housing Program Deed Restrictions and rescind Resolution 1988-80
6. North Los Gatos Street Resurfacing Project

Adopt resolution authorizing staff to file an application for Federal Surface Transportation (STP) Program Funding
7. Adopt resolution authorizing the Town Manager to execute a professional consultant services agreement with Fehr and Peer Associates to perform traffic engineering consultant services in the Town of Los Gatos on an on-call basis
8. Project 04-40 - Loma Alta Curb, Gutter, and Sidewalk Construction

Adopt resolution accepting work of CB Construction Company and authorizing the Town Manager to execute Certificate of Acceptance and Notice of Completion for recording by Town Clerk
9. Adopt resolution authorizing the Town Manager to execute Memorandum of Understanding for San Francisco Bay Area Interim Center-to-Center Program, including Policy for the Exchange of Real-Time Traffic Data and Real-Time Video
10. Adopt resolution granting an appeal of a Planning Commission decision denying a request to construct a second story addition on property zoned R-1:8. APN: 523-13-027. Minor Residential Development Application: MR-04-25. Property Location: 16370 Lilac Lane. Property Owner/Applicant/Appellant: Debbie and Wesley Leong
11. Adopt resolution denying an appeal of a Planning Commission decision approving construction of a second story addition to a pre-1941 residence on property zoned R-1D. Architecture and Site Application S-04-21. Property Location: 642 San Benito Avenue. Property Owner/Applicant: Thomas Schaub. Appellant: Julie Livingston

## REDEVELOPMENT AGENCY

12. Ratify accounts payable for July and August 2004

## **TOWN COUNCIL/REDEVELOPMENT AGENCY**

13. Approve Council/Agency minutes of August 2, 2004

**VERBAL COMMUNICATIONS** *(Up to three minutes may be allotted to each speaker to address matters that are not on tonight's agenda.)*

## **TOWN COUNCIL**

**PUBLIC HEARINGS** *(Applicants/Appellants and their representatives may be allotted up to a total of ten minutes maximum for opening statements. Members of the public may be allotted up to three minutes to comment on any public hearing item. Applicants/Appellants and their representatives may be allotted up to a total of five minutes maximum for closing statements. Items requested/recommended for continuance are subject to Council's consent at the meeting.)*

14. Appeal of Planning Commission decision approving a request to expand membership, provide outside seating for the restaurant and snack shop and to demolish an existing pro-shop, to add onto and construct new outbuildings, expand and upgrade landscaping and parking facilities and to remodel and add onto an existing club house (La Rinconada Country Club) on properties zoned R-1:20 and RC and prezoned R-1:12/ Architecture and Site Application S-04-026. Conditional Use Permit U-04-99. Property location: 14595 Clearview Drive. Property Owner: La Rinconada Property. Applicant: Kenneth Rodrigues & Partners, Inc. Appellant: Chris DeLaOssa

**OTHER BUSINESS** *(Up to three minutes may be allotted to each speaker on any of the following items.)*

15. Council Direction on design alternatives for a skateboard park to be located at the Town-owned parking lot on Miles Ave.
16. Boards, Committees and Commissions
  - a. Introduce an ordinance amending Town Code Chapter 2, Article III, Section 2.30.930(b) and Chapter 20, Article II, Section 20.20.015; regarding the terms of office of appointees to the Personnel Board and Planning Commission, in order to standardize said terms
  - b. Adopt a resolution amending the terms of office and duties of the Historic Preservation Committee, in order to standardize the terms of office of said Committee
  - c. Adopt resolution establishing the Transportation and Parking Commission, in order to standardize the terms of office of said Commission
17. Determine response to Santa Clara County Civil Grand Jury Report - inquiry into the Board Structure and Financial Management of the Valley Transportation Authority

## COUNCIL/TOWN MANAGER REPORTS

- 18. Council Matters
- 19. Manager Matters

**ADJOURNMENT** *(Council/Redevelopment Agency policy is to adjourn no later than midnight unless a majority of Council/Redevelopment Agency votes for an extension of time)*

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